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# WOOD, HERRON & EVANS, L.L.P.

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
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August 4, 2004

## FACSIMILE COVER SHEET

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Fax: 703-872-9306

From: David E. Jefferies

Re: **Response to Office Action**  
Our File: PEDI-27  
U.S. Application Serial No. 09/765,151  
Filed January 17, 2001  
COMBINATION AND METHOD  
INCLUDING A VISUAL MARKER  
FOR DETERMINING COMPLIANCE  
WITH A MEDICATION REGIMEN  
Gilbert R. Gonzales, et al.

Pages: 31 (including cover sheet)

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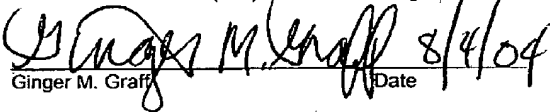
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Application Serial No. 09/765,151  
Amendment dated August 4, 2004  
Reply to Office Action dated May 5, 2004

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 Ginger M. Graft	8/4/04 Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No: 09/765,151  
Filed: January 17, 2001  
Applicant: Gilbert R. Gonzales et al.  
Title: COMBINATION AND METHOD INCLUDING A VISUAL MARKER  
FOR DETERMINING COMPLIANCE WITH A MEDICATION  
REGIMEN  
Art Unit: 3751  
Examiner: Anu Ramana  
Attorney Docket: UNSP-04 (now PEDI-27)

Cincinnati, Ohio 45202

August 4, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

In response to the Office Action dated May 5, 2004, in the above-identified application, Applicants respond as follows:

**Amendments to the Claims** are reflected in the Listing of Claims which begins on page 2 of this paper.

**Remarks** begin on page 9 of this paper.